



COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION, OR C-I-P)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for an original application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

Landscape/Erosion Control Product

SPECIFICATION IDENTIFICATION

The specification was filed on October 24, 2003, as Serial No. 10/692,941.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56, and which is material to the examination of this application, namely, information where there is a substantial likelihood that a reasonable Examiner would consider it important in deciding whether to allow the application to issue as a patent.

POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

APPOINTED PRACTITIONER(S)

Charles R. Cypher
James R. Cypher

REGISTRATION NUMBER(S)

41,694
22,448

SEND CORRESPONDENCE TO

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510-832-4111

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE(S)

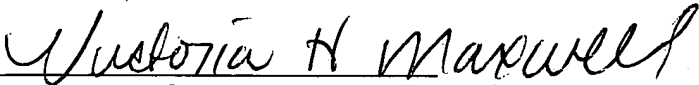
Victoria H. Maxwell

Inventor's signature

Date

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Country of Citizenship United States of America

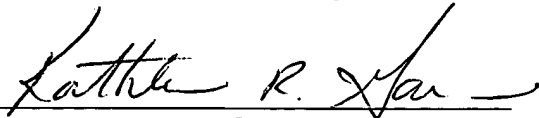
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Country of Citizenship United States of America



Practitioner's Docket No. VHM/3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Victoria H. Maxwell, Kathleen R. Garcia

Application No.: 10/692,941

Group No.: N/A

Filed: 10/24/2003

Examiner: N/A

For: Landscape/Erosion Control Product

Mail Stop Missing Parts

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**STATEMENT BY PRACTITIONER THAT APPLICATION FILED IN PTO
IS THE ONE INVENTOR EXECUTED BY SIGNING DECLARATION**

I,

Charles R. Cypher
405 14th Street, Suite 1607
Oakland, CA 94612
Reg. No. 41,694
Tel. No. 510-832-4111

state I am the registered practitioner for this application and the application identified above is the application that the inventor(s) executed by signing the declaration that is being submitted herewith.



SIGNATURE OF PRACTITIONER

Customer No.: 0498

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Patent and Trademark Office, (703) _____ - _____

Date: 12-9-03



Signature

Marjorie A. Jost

(type or print name of person certifying)